

REMARKS

Claims 1-14 are all the claims pending in the application.

Applicant has amended independent claims 1 and 8 to further clarify Applicant's claimed invention.

One feature of applicant's invention is that the melody data contains actual tone information/data and that information/data is used to generate/create the tones. On the other hand, the prior art downloads tone patterns, as opposed to the actual tone data that is used to generate tone. For example, Lin discloses downloading tone patterns (item 65 in figure 4). In Lin, the tone information/data used to generates the tones based on the tone patterns is contained in the mobile station 20. This is clearly different than the claims, as amended.

In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

AMENDMENT UNDER 37 C.F.R. § 1.114
USSN: 09/759,220

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The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,



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